

# Order

Michigan Supreme Court  
Lansing, Michigan

April 28, 2008

Clifford W. Taylor,  
Chief Justice

134137

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellee,

v

SC: 134137  
COA: 274184  
Wayne CC: 02-006678-01

STANLEY JEROME BROWN,  
Defendant-Appellant.

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On order of the Court, the application for leave to appeal the May 14, 2007 order of the Court of Appeals is considered. We DIRECT the Wayne County Prosecuting Attorney to answer the application for leave to appeal within 28 days after the date of this order. The prosecutor shall address whether the defendant's trial attorney was ineffective for failing to procure staff activity logs before trial. The prosecutor shall also address whether staff activity logs and the victim's deposition testimony from the civil case, to the extent that the deposition testimony is inconsistent with the victim's prior testimony, constitute new evidence that could justify a retrial under the standard for relief applicable to a motion for relief from judgment.

The application for leave to appeal remains pending.



d0421

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

April 28, 2008

*Corbin R. Davis*

Clerk